



CM PRODUCE, LLC

- against -

V.S.V. SUBZI MANDI OF JACKSON HEIGHTS, INC., ET AL

Petitioner(s)
Plaintiff(s)
Respondent(s)
Defendant(s)

AFFIDAVIT
OF SERVICE

INDEX#
08 CV 2884(RWS)

STATE OF: NY - COUNTY OF: Suffolk ss:

Curtis Wiener, being duly sworn deposes and says deponent is not a party to this action, is over the age of 18 and resides in NY
that on date/time: 3-27-08, 5:11pm at 72-30 37TH AVE JACKSON HEIGHTS NY 11372

deponent served the within: SUMMONS, COMPLAINT

[] Summons, Spanish summons & complaint, the language required by NRCRR 2900.2(e), (f) & (h) was set forth on the face of the summons(es)

in: VSV SUBZI MANDI OF JACKSON HEIGHTS, INC

[X] Defendant [] Respondent [] Witness (hereinafter called the recipient) therein named.

INDIVIDUAL
[]

By personally delivering to and leaving with said VSV SUBZI MANDI OF JACKSON HEIGHTS, INC
and that he knew the person so served to be the person mention and described in said SUMMONS, COMPLAINT

CORPORATION
[X]

By delivering to and leaving with Raj Singh
at 72-30 37th Ave Jackson Heights NY 11372
and that he knew the person so served to be the Authorized agent of the corporation.

SUITABLE
AGE PERSON
[]

Service was made in the following manner after your deponent was unable with due diligence to serve the defendant in person:
By delivering a true copy thereof to and leaving with
a person of suitable age and discretion at
the said premises being the recipient's [] Dwelling/Usual place of abode [] Actual place of business within the State of New York.

AFFIXING TO
DOOR, ETC.
[]

By affixing a true copy thereof to the door of said premises, the same being the recipient's
[] Dwelling/Usual place of abode [] Actual place of business within the State of New York. Deponent had previously attempted to serve
the above named recipient on/at: 1. 2. 3.
Deponent spoke with who stated to deponent that the said recipient(s)
lived at the aforementioned address, but did not know recipient's place of employment.

MAILING TO
RESIDENCE
[1] []
Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient
to recipient's last known residence at
and deposited said envelope in an official repository under the exclusive care and custody of the US Postal Service
within New York State on

MAILING TO
BUSINESS
[2] []
Use with C or D

Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient
to recipient's actual place of business at
in an official repository under the exclusive care and custody of the US Postal Service within New York State. The envelope bore the
legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication
was from an attorney or concerned an action against the recipient and mailed on

[X] DEPONENT STATES THAT THE INDEX # AND FILING DATE WERE CLEARLY VISIBLE ON THE SUMMONS.
DESCRIPTION OF THE RECIPIENT OR OTHER PERSON SERVED OR SPOKEN TO ON BEHALF OF THE RECIPIENT IS AS:

VOID WITHOUT
DESCRIPTION
Use with A,B,C,D

| | | | | | | |
|------------------------------------------|------------------------------------------------|-----------------------------------------------|-----------------------------------------------|--------------------------------------------------|---------------------------------------------|---------------------------------------------------|
| <input checked="" type="checkbox"/> Male | <input type="checkbox"/> White Skin | <input type="checkbox"/> Black Hair | <input type="checkbox"/> White Hair | <input type="checkbox"/> 14 - 20 Yrs. | <input type="checkbox"/> Under 5' | <input type="checkbox"/> Under 100 Lbs. |
| <input type="checkbox"/> Female | <input type="checkbox"/> Black Skin | <input type="checkbox"/> Brown Hair | <input type="checkbox"/> Balding | <input type="checkbox"/> 21 - 35 Yrs. | <input type="checkbox"/> 5'0" - 5'3" | <input type="checkbox"/> 100 - 130 Lbs. |
| | <input type="checkbox"/> Yellow Skin | <input type="checkbox"/> Blonde Hair | <input checked="" type="checkbox"/> Moustache | <input checked="" type="checkbox"/> 36 - 50 Yrs. | <input type="checkbox"/> 5'4" - 5'8" | <input type="checkbox"/> 131 - 160 Lbs. |
| | <input checked="" type="checkbox"/> Brown Skin | <input checked="" type="checkbox"/> Gray Hair | <input checked="" type="checkbox"/> Beard | <input checked="" type="checkbox"/> 51 - 65 Yrs. | <input type="checkbox"/> 5'9" - 6'0" | <input type="checkbox"/> 161 - 200 Lbs. |
| | <input type="checkbox"/> Red Skin | <input type="checkbox"/> Red Hair | <input type="checkbox"/> Glasses | <input type="checkbox"/> Over 65 Yrs. | <input checked="" type="checkbox"/> Over 6' | <input checked="" type="checkbox"/> Over 200 Lbs. |

Other identifying features:

WITNESS FEE
[]

Witness fee of \$0 the authorizing traveling expenses and one day's witness fee:
[] was paid (tendered) to the recipient [] was mailed to the witness with subpoena copy.

MILITARY
SERVICE
[X]

I asked the person spoken to whether defendant was in active military service of the United States or of the state of New York in any
capacity whatsoever and received a negative reply. Defendant wore civilian clothes and no military uniform. The source of my
information and the grounds of my belief are the conversations and observations above narrated.

Subscribed and Sworn to me this

28th day of March, 2008

Notary Signature:

Name of Notary

Commission Expiration

I, Curtis Wiener 570667
was at the time of service a competent adult
not having a direct interest in the litigation.
I declare under penalty of perjury that the
foregoing is true and correct.

Signature of Process Server

Date

CARLA M ELLIS
NOTARY PUBLIC STATE OF NEW YORK
NO 0011180
QUALIFIED IN SUFFOLK COUNTY
COMMISSION EXPIRES AUGUST 3, 2010

FILED
Stamped copy will
arrive shortly